



**IN THE UNITED STATES PATENT  
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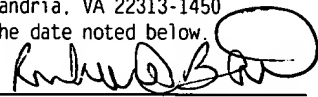
Serial No. : 09/403,940  
Applicants : Ludwig WILDT et al.  
Filed : January 12, 2000  
For : DEVICE FOR DETERMINING  
FLUCTUATIONS IN END  
EXPIRATORY GASES, METHOD  
FOR DETERMINING FLUCTUATIONS  
IN RESPIRATORY METABOLISM AND  
THE USE OF SAID DEVICE

Art Unit : 1743  
Examiner : Gakh  
Docket No. : 990667/RSB  
Customer No.: 01933  
Confirmation No.: 7875

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING**

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on the date noted below.

  
Attorney: Richard S. Barth

Dated: January 12, 2004 (Monday)

In the event that this Paper  
is late filed, and the  
necessary petition for  
extension of time is not filed  
concurrently herewith, please  
consider this as a Petition  
for the requisite extension of  
time, and to the extent not  
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charge the extension fee,  
or any other fee required  
in connection with this  
Paper, to Account No. 06-1378.

**AMENDMENT UNDER 37 CFR 1.111**

S I R :

Responsive to the Office Action mailed September 10, 2003  
(Paper No. 13), the term for response to which is extended one  
month by a PETITION FOR EXTENSION OF TIME filed concomitantly  
herewith to expire on January 10, 2004 (Saturday) (due date:  
January 12, 2004), please amend the above-identified application  
as follows.

**Amendments to the Abstract** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims  
which begins on page 3 of this paper.

**Remarks** begin on page 8 of this paper.